

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

HOWARD JOE SMITH,

Petitioner,

v.

RHONDA G. PAYNE,

Respondent.

CIVIL ACTION FILE
NO. 1:13-CV-639-TWT

ORDER

This is a pro se prisoner civil rights action. It is before the Court on the Report and Recommendation [Doc. 5] of the Magistrate Judge recommending granting the Plaintiff's Motion to Dismiss [Doc. 4]. The Court approves and adopts the Report and Recommendation as the judgment of the Court. The Plaintiff's Motion to Dismiss [Doc. 4] is GRANTED.

SO ORDERED, this 10 day of May, 2013.

/s/Thomas W. Thrash
THOMAS W. THRASH, JR.
United States District Judge